(19)

No. 04-104
Title: United States, Petitioner
v.
Freddie J. Booker
Docketed: July 21, 2004
Lower Ct: United States Court of Appeals for the Seventh Circuit
Case Nos.: (03-4225)
Decision Date: July 9, 2004
Questions Presented

~~Date~~	~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~~~
Jul 21 2004	Petition for a writ of certiorari filed. (Response due July 28, 2004)
Jul 21 2004	Motion of the Acting Solicitor General to expedite consideration filed. (Vided)
Jul 21 2004	The respondent is directed to file responses to the petition for a writ of certiorari and to the motion to expedite consideration on or before 3 p.m., Wednesday, July 28, 2004.
Jul 23 2004	Letter from Acting Solicitor General, dated July 22, 2004, received. VIDED. (Distributed).
Jul 28 2004	Brief amici curiae of National Association of Criminal Defense Lawyers, et al. filed. VIDED.
Jul 28 2004	Brief of respondent Freddie J. Booker filed.
Jul 28 2004	Response to motion to expedite consideration filed.
Jul 29 2004	Motion of petitioner to file reply brief in excess of page limits filed. (Distributed). VIDED.
Jul 29 2004	Reply brief of petitioner received.
Jul 29 2004	Reply of petitioner in support of motion to expedite consideration of petition and expedited briefing schedule filed. (Distributed) VIDED.
Aug 2 2004	Motion to file in excess of page limits GRANTED.
Aug 2 2004	Motion to expedite consideration filed by petitioner GRANTED.
Aug 2 2004	The motion of the Acting Solicitor General for leave to file a reply brief in excess of the page limits is granted. The petition for a writ of certiorari is granted. This case is consolidated with 04-105, and a total of two hours is allotted for oral argument. The brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, September 1, 2004. The briefs of respondents are to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, September 21, 2004. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, September 27, 2004. Oral argument is set for Monday, October 4, 2004.
Aug 9 2004	CIRCULATED.
Aug 13 2004	Application (04A127) of the Acting Solicitor General to file petitioner's brief on the merits in excess of page limits, submitted to Justice Stevens.
Aug 13 2004	Application (04A127) to file in excess of page limits granted by Justice Stevens. The brief may not exceed 70 pages.
Aug 18 2004	Record received from U.S.C.A. - 7th Circuit. (1 envelope)
Aug 23 2004	Record received from U.S.D.C. - Western Dist. Wisconsin. (1 box - a portion of the record is sealed)
Aug 24 2004	SET FOR ARGUMENT Monday, Ocotober 4. 2004.

Aug 27 2004	Motion to dispense with printing the joint appendix filed by petitioner the Solicitor General (VIDED).
Sep 1 2004	Brief of petitioner United States filed. VIDED. (Distributed)
Sep 1 2004	Brief amici curiae of Orrin G. Hatch, Edward Kennedy, and Diane Feinstein filed. VIDED. (Distributed)
Sep 1 2004	Brief amici curiae of Ad Hoc Group of Former Federal Judges in support of neither party filed. (Distributed)
Sep 1 2004	Brief amicus curiae of United States Sentencing Commission filed. VIDED. (Distributed)
Sep 7 2004	Motion for divided argument filed by respondents. VIDED.
Sep 9 2004	Brief amicus curiae of Federal Public Defender, Northern District of Texas filed. VIDED. (Distributed)
Sep 16 2004	Motion of Ad Hoc Group of Former Federal Judges for leave to participate in oral argument as amicus curiae and for divided argument filed.
Sep 21 2004	Brief amicus curiae of National Association of Federal Defenders filed. VIDED. (Distributed)
Sep 21 2004	Brief of respondent Freddie J. Booker filed. VIDED. (Distributed)
Sep 21 2004	Brief amicus curiae of New York Counsel of Defense Lawyers filed. VIDED. (Distributed)
Sep 21 2004	Brief amicus curiae of Families Against Mandatory Minimums filed. VIDED. (Distributed)
Sep 21 2004	Brief amici curiae of Washington Legal Foundation and Allied Educational Foundation filed. VIDED. (Distributed)
Sep 21 2004	Brief amicus curiae of National Association of Criminal Defense Lawyers filed. VIDED. (Distributed)
Sep 21 2004	Brief amicus curiae of Thomas F. Liotti filed. VIDED. (Distributed)
Sep 27 2004	Motion to dispense with printing the joint appendix filed by petitioner GRANTED.
Sep 27 2004	Motion for divided argument filed by respondent GRANTED. Counsel must be prepared to discuss both questions presented.
Sep 27 2004	Motion of Ad Hoc Group of Former Federal Judges for leave to participate in oral argument as amicus curiae and for divided argument DENIED.
Sep 27 2004	Reply of petitioner United States filed. VIDED. (Distributed)
Oct 4 2004	Argued. For petitioners: Paul D. Clement, Acting Solicitor General, Department of Justice, Washington, D.C. For respondent Booker: T. Christopher Kelly, Madison, Wis. For respondent Fanfan: Rosemary Scapicchio, Boston, Mass.
Oct 6 2004	Letter from the Acting Solicitor General proposing a lodging received. (Distributed) VIDED.
Oct 8 2004	LODGING approved and received (forty copies of Estimated Number of Cases Possibly Impacted by Blakely received from the Acting Solicitor General) (DISTRIBUTED). VIDED.
Oct 13 2004	Letter from counsel for the respondent Fanfan, dated October 8, 2004, objecting to the Memorandum lodged by the Acting Solicitor General received. VIDED. (Distributed).